

HALL COUNTY BOARD OF SUPERVISORS MEETING OCTOBER 19, 2004

The Hall County Board of Supervisors met October 19, 2004, by published call in the county board meeting room, 121 South Pine, Grand Island.

CALL TO ORDER - The meeting was called to order by Chairman Pamela Lancaster.

INVOCATION - Invocation was given by Pamela Lancaster.

PLEDGE OF ALLEGIANCE – The Pledge of Allegiance was given in unison.

ROLL CALL - Present on roll call were Scott Arnold, Jim Eriksen, Richard Hartman, Bob Humiston, Bud Jeffries, Pamela Lancaster and Robert Rye. Also present was a representative from the *Grand Island Independent*.

CONSENT AGENDA – Eriksen made a motion and Jeffries seconded to approve the following by consent agenda:

1. Accept and place on file the minutes of the October 5th meeting
2. 5a Accept and place on file the Hall County Highway Department Quarterly report
3. 9 Accept and place on file the Hall County Treasurer's Report on delinquent personal property and mobile home taxes
4. 15 Approve the final plat for Seely Acres Subdivision
5. 15 Approve the final plat for Obermeier Subdivision
6. 23 Accept and place on file the office reports from the County Clerk, Hall & Howard County Juvenile Services, Clerk of the District Court, County Court, County Sheriff, Register of Deeds and Emergency Management
7. 24 Accept and place on file the Hall County Treasurer's Miscellaneous Receipts
8. 25 Accept and place on file communications as received

Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried

OFFICE REPORT September 2004

TITLE FEES STATE	\$15,874.25
TITLE FEES COUNTY	\$ 8,336.75
RECORDING FEES	\$ 20.00
MARRIAGE LICENSES	\$ 510.00
PHOTO FEES/FAX FEES & MISC.	\$ 13.32
PLAT BOOKS/OTHER	\$ 36.00
CERTIFIED COPIES MARRIAGE LICENSES	\$ 110.00
TIME CARD FEES	\$.00
TOTAL	\$24,900.32

OFFICE REPORT
HALL COUNTY JUVENILE SERVICES
SEPTEMBER 2004

JUVENILE REFERRALS	24 JUVENILES
JUVENILE OFFENDERS	3 JUVENILE
JUVENILE HOUSE ARREST	1 JUVENILES
TOTAL UNDER SUPERVISION	264 JUVENILES
FEES COLLECTED	\$1,025.00

OFFICE REPORT
HOWARD COUNTY JUVENILE SERVICES
SEPTEMBER 2004

JUVENILE REFERRALS	0 JUVENILES
TOTAL JUVENILE ENROLLEES	34 JUVENILES
FEES COLLECTED FOR MONTH	\$00.00
TOTAL FEES COLLECTED FISCAL YEAR	\$ 600.00

OFFICE REPORT
COUNTY COURT
SEPTEMBER 2004

FINES (CO.)	\$ 59,399.77
OVERLOAD FINES	1,674.50
REIMBURSE SHERIFF FEES	1,545.43
WORK RELEASE FEES	925.00
REIMBURSE FAX COPIES	20.00
FINES (CITY)	10,950.67
REIMBURSE WITNESS FEES	585.35
BOND FORFEITURES	2,359.00
REIMBURSE CO. FEES	
TOTAL	\$ 77,459.72

OFFICE REPORT
CLERK OF THE DISTRICT COURT
SEPTEMBER 2004

COURT COSTS	\$4,254.78
10% BOND	350.00
FINES	300.27
PHOTO COPIES	436.50
INTEREST	286.87
BOARD OF PRISIONERS	889.00
BON FORFEITURE	1,668.84

OFFICE REPORT
HALL COUNTY SHERIFF AUGUST 2004

TOTAL FEES MILEAGE & MISC	\$15,238.46
COPIES	51.00
HANDGUN APPLICATIONS	45.00
TITLE INSPECTIONS	2,510.00

OFFICE REPORT
REGISTER OF DEEDS
SEPTEMBER 2004

DOCUMENTARY STAMP FEES	\$ 7,356.71
RECORDING FEES	20,293.50
PHOTO FEES	546.25

PUBLIC PARTICIPATION – Chairman Lancaster called for public participation. IT Director Doug Drudik was present and introduced Scott Ellis the new PC Technician. Mr. Ellis is originally from Alliance, Nebraska and has two associate degrees, network and wireless experience.

4. DISCUSSION AND DIRECTION FROM HALL COUNTY BOARD REGARDING REQUEST TO OPEN A PORTION OF ELM ISLAND ROAD – This is road is off of Highway 281 south of the Interstate and runs past the Crane Trust property. This is farm property that the owners are attempting to sell the property and there must be public access to the property.

Jeffries made a motion and Humiston seconded to refer this to the public works committee and County Surveyor Dan Hostler and County Attorney Jerry Janulewicz to proceed with this request. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried

7 COMPUTER COMMITTEE AUTHORIZE CHAIR TO SIGN SERVICES AGREEMENT WITH MCI – This is an agreement for the internet services from MCI. The contract was reviewed by the County Attorney and since it is an agreement for services it is not necessary to have informal proposals.

Eriksen made a motion and Humiston seconded to authorize the Chair to sign the agreement. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried

8 RECEIVE LETTER FROM HERITAGE DISPOSAL & STORAGE REGARDING DESIGNATION OF A PRIVATE ROAD – The board received a letter from Heritage Disposal & Storage, 3119 Brentwood Blvd, Grand Island, Nebraska, requesting to

designate a portion of 80 road as a private road. They stated that this is critical for the security requirements associated with the government contract for Heritage Disposal. This needs to be referred to the public works department for the proper procedure to follow.

Eriksen made a motion and Arnold seconded to refer this to the public works department.

Jeffries suggested that the Reuse Committee should also consider this.

Eriksen amended his motion and Arnold seconded to also refer this to the Reuse Committee. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried

10 DISCUSS PROPOSED STATE VETERANS CEMETARY SYSTEM AND MAKE APPOINTMENT TO ADVISORY BOARD – Lancaster stated that she had received communications from John Hillgert, the Nebraska Director of Veterans Affairs regarding Nebraska State Statute 12-1301. This allows for the creation of a veterans cemetery board to oversee the cemeteries. There are currently cemeteries in Box Butte, Sarpy and Hall Counties. He is requesting the counties to submit a list of names to the Governor for appointment to the board. There are to be four veterans and three members with cemetery experience.

Jeffries made a motion and Hartman seconded to submit Veterans Service Director Don Shuda's name for consideration. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried

Mr. Shuda showed a map of the proposed development of the veteran's cemetery. This land is owned by the State.

11 AUTHORIZE CHAIR TO SIGN CERTIFICATION OF COST ALLOCATION PLAN FROM MAXIMUS – This is the certification for reimbursement from the state for direct and indirect cost of the IV-D Child Support collections.

Eriksen made a motion and Arnold seconded to authorize the Chair to sign. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried

12 EXECUTIVE SESSION PERFORMANCE EVALUATION – Jeffries made a motion and Eriksen seconded to go into executive session. Arnold, Eriksen, Hartman, Humiston, Jeffries, Lancaster and Rye all voted yes and none voted no. Motion carried

9:25 a.m. executive session.

9:30 a.m. Rye made a motion and Eriksen seconded to go out of executive session. Eriksen, Hartman, Humiston, Lancaster and Rye all voted yes and none voted no. Arnold and Jeffries were absent for the vote. Motion carried

9:30 a.m. held a board of equalization meeting

9:35 a.m. returned to regular session

16 COMMENCE AUDIT OF BIWEEKLY PAY CLAIMS AND REGULAR CLAIMS AND ACTION ON CLAIM AUDIT – The board members reviewed the claims. Eriksen made a motion and Humiston seconded to approve the biweekly and regular claims. Eriksen, Hartman, Humiston, Lancaster and Rye all voted yes and none voted no. Arnold and Jeffries were absent for the vote. Motion carried

12 PERFORMANCE EVALUATION - Rye made a motion and Eriksen seconded to refer the employee evaluation to the personnel committee to meet with the employee. Eriksen, Hartman, Humiston, Lancaster and Rye all voted yes and none voted no. Arnold and Jeffries were absent for the vote. Motion carried

10:00 A.M. MARGARET LANDIS DISCUSSION REGARDING CAAP – Hartman stated that he was contracted by Margaret Landis and John Webster and they have concerns on the water contamination and use of the ground water. She cited information from the U.S. Army Corp of Engineer's environmental impact report regarding the amount of ground water for a power plant. She is located ½ mile from the CAAP and there has been a moratorium placed on her land but not on land in CAAP. She questioned how this could be different from section to section.

If NPPD decides to build a 400 megabyte coal powered station it could use up to 2 million gallons of water a day in addition to the pump and clean plant that is already there. Also the proposed ammunition recycling plant, Heritage Disposal would use water. Landis questioned if there was a stop gap on the amount of ground water that could be used.

Landis expressed concern that there was not a Reuse Committee meeting regarding the designation of the land to Heritage Disposal. The original plan was to use the CAAP ground for agriculture, recreation and light industry. The power plant would not be light industry. She questioned what these industries will be doing to our natural resources.

Eriksen stated that when Tract 47 was designated to NPPD 2 years ago they worked with the Corp and arrived at a price for the transfer of the land. Then Heritage Disposal came with a request to purchase Tract 47 and their proposal to develop a business. NPPD wanted to have some control on the use of the property. There were two ways that this could have been accomplished, Heritage Disposal could purchase the property from NPPD but this would be a lengthy process, or NPPD could request that Tract 47 would be designated to Heritage. The board approved the designation and the land will be back on the tax rolls.

Eriksen stated that he agrees that there are ground water issues. If NPPD proposes to pump 2 million gallons of water per day that would be 6 acre feet of water if it is pumped every day for 365 days a year that would be 2,200 acre feet of water per year. NPPD may recycle the water with another industry or pump it back into the aquifer.

The alternate use would be as ag-ground. There would be 18 acres for this use and irrigated ground requires 1.25 acre feet of water per year and on 18 acres that would be 2,250 acre feet of water. To raise a crop it takes 24 acre feet of water per year and there would also be the rainfall. You would also need all of the figures on the actual consumption of water.

Landis stated that on an average day in January the city uses 7 million gallons of water per day and on an average day in the summer they use 20 million gallons a day. This industry will be using that amount around the clock every day.

John Webster, Mayor of Wood River was present. He is also a farmer. They use 800 gallons of water per day for irrigation and this is only for 50 days and a power plant will use this for 365 day a year. Mr. Webster questioned if the water is recycled can it be pumped back in the aquifer or would it be contaminated. Farming would use a lot less water over a shorter period of time. What would happen, is that 6 sections of ground would have to be used for dry land farming. He also questioned how a moratorium can only affect certain sections of farm ground when they are side by side. He expressed concern that there needs to be better planning.

Landis also pointed out that there will be other side affects if a power plant is built. There could be 7 coal trains a week with 135 cars each and this could cause traffic to be backed up. What about the power lines, would they purchase ground to place the lines on and the Village of Alda is also close to the proposed plant. There could also be other environmental pollutants. She also expressed concern that the original Reuse Plan has been altered.

Eriksen stated that the County Board is concerned about the environment and the Natural Resource Districts are also watching the environmental issues and will look at the environmental impact study.

Landis expressed concern that the board is not following the reuse plan and any action that the board takes need to fit with the plan. She also stated that when the original designations were considered there were to be three. Senator Exon went to Cornhusker Rail Car now DTE for designation, the City of Grand Island for recreational purposes and the NRD was to receive some land. There was not designation to NPPD. She has serious concern that if NPPD were to build and job share with Heritage it will deplete and mine the natural recourses of Hall County.

Hartman stated that NPPD may never build; there are some alternative resources like wind and nuclear power that may be used. He also stated that he lives by a power plant and has a hay meadow close to the plant. It used to produce 50 large bales and it has now dropped to 30. He also questioned how Heritage is going to defuse the ammunition. If water is used in the process it would be contaminated. He also stated that there are problems drilling irrigation wells between Cairo and Wood River. Once the water is pumped out where will it go?

Landis stated that Dick Devore from Wood River suggested that Heritage use city water, and then there wouldn't be a problem. The city lines are already there. If they used city water that would also generate revenue for the city.

Eriksen stated that there are all good points and questions and there needs to be some answers to them. Does anyone know how much water Heritage is going to pump? Any company would have to meet the environmental restrictions.

Mr. Webster stated that he is more concerned about NPPD and how much water a power plant would use. They need more information.

Arnold stated that they have thrown out a lot of fears, but NPPD and Heritage are responsible companies and they do comply with federal standards. Heritage has government contracts and they would have regulations to follow.

Mr. Webster again pointed out that ag-land use would still use less water because it would only be for 50 day a year instead of 365 days a year.

Eriksen stated that if you use 2 million gallons of water a day that would equal 6 acre feet of water. If that amount is pumped 365 days a year that would equal 2,240 acre feet of water a year. If 85% of the area designated to NPPD were used for ag-land and farmers use 1.25 acres feet of water per year for an irrigated crop, times the 1800 acres that would equal 2,250 acre feet of water. He stated you have to address the consumptive use. A corn crop will use 24 inches of water a year.

Lancaster suggested that the board invite Mr. Vess with Heritage Disposal to come to a board meeting to address these concerns.

BOARD MEMBER'S REPORTS – Hartman – no report

Humiston – no report

Eriksen – He reported that he attended the Central District Health Department meeting and commented on the shortage of the flue vaccine. He also stated there will be a Reuse Committee meeting November 10th.

Rye – He attended the bookmobile committee meeting and County Attorney Jerry Janulewicz is working on a new contract. They hope to have a one-year contract ready for approval by the next meeting and then will work on a 5-year contract.

Jeffries stated that he also attended the bookmobile committee meeting.

Arnold stated that he was unable to attend the bookmobile committee meeting because he was out of town.

Lancaster also reported that there will be a Reuse Committee meeting November 10th. She also stated that a letter of thanks will be sent to ABACUS for their help on the county computer system. She has also attended a number of jail presentations and tonight there will be a town hall meeting at City Hall. The Convention Visitors Bureau is settled in their new location and invites people to stop and see them.

NEW OR UNFINISHED BUSINESS – Chairman Lancaster called for new or unfinished business and no one responded.

Meeting adjourned at 10:45 a.m. the next meeting will be November 2 at 9:00 a.m.

Marla J. Conley Hall County Clerk